

(“Greenberg Objection”).) In Hunton’s Response to Objections, Hunton proposed certain language that it believed could resolve the Greenberg Objection. (SEC Action, ECF 2629 at 12; Janvey Action, ECF 246 at 12.) Since that time, counsel for Greenberg, Hunton, and Plaintiffs have continued discussions and have reached agreement on language to resolve Greenberg’s objection. The undersigned parties therefore request that the language below be added as a new paragraph 20 at the end of the proposed Final Bar Order and as a new paragraph 21 at the end of the proposed Rule 54(b) Final Judgment and Bar Order (with the individual sentences split into sub-paragraphs as shown here):

- a) Nothing in the Final Bar Order, the Rule 54(b) Final Judgment and Bar Order, the Settlement Agreement, or any other order entered with respect to the Settlement (for purposes of this paragraph, these items are referred to collectively as the “Hunton Settlement”) shall impair or prejudice the legal rights or obligations of Greenberg in responding to or defending against the claims asserted against Greenberg in the Litigation.
- b) The Hunton Settlement shall not prove any matter against Greenberg in the Litigation, including, without limitation, as to (a) the effect of the Hunton Settlement on Greenberg’s defenses or alleged liability to Plaintiffs, and (b) Greenberg’s right to seek a finding, in the Litigation, of proportionate responsibility or liability by any Hunton Released Party under any applicable statute or rule of law.
- c) For the avoidance of doubt, Greenberg, like all other Interested Parties, is subject to Paragraphs 8 and 11 of the Final Bar Order and the Rule 54(b) Final Judgment and Bar Order; but, consistent with Paragraph 13 of the Final Bar Order and the Rule 54(b) Final Judgment and Bar Order, nothing in this sentence is intended to, or shall, restrict Greenberg’s defense to the claims against it and in any discovery efforts it may initiate.
- d) Nothing in the Hunton Settlement limits in any way Carlos Loumiet’s ability to cooperate with Greenberg in any capacity in the Litigation.

CONCLUSION

For the reasons set forth above, the undersigned parties respectfully request that the language above be added to the Final Bar Order and Rule 54(b) Final Judgment and Bar Order. For the Court's convenience, counsel will have in Court at the hearing on November 28 new versions (which include this additional language) of the Final Bar Order and the Rule 54(b) Final Judgment and Bar Order.

Date: November 27, 2017

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on November 27, 2017, I electronically filed the foregoing **Notice of Resolution of Greenberg Traurig LLP's Objection to Plaintiffs' Proposed Settlement with Hunton & Williams LLP And Request to Amend Proposed Bar Orders** with the clerk of the U.S. District Court, Northern District of Texas, using the electronic case filing (ECF) system of the court. The ECF system sent a "Notice of Electronic Filing" to the attorneys of record who have consented in writing to accept this notice as service of this document by electronic means.

s/ Richard A. Sayles
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